



I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 10-7-05 Signature: Maura Gallagher
(Maura Gallagher)

1635 (in)
Docket No.: VOS-022
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

On re Patent Application of:
Planck

Application No.: 10/023,317

Confirmation No.: 2272

Filed: December 17, 2001

Art Unit: 1635

For: COMBINATIONS FOR INTRODUCING
NUCLEIC ACIDS INTO CELLS

Examiner: Angell, Jon E.

October 7, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Dear Sir:

Applicants received a Notice of Non-Compliant Amendment (37 CFR 1.121) mailed September 7, 2005 for the above-captioned matter. A copy of this Notice is enclosed.

Applicants respectfully resubmit the attached "Amendment to the Claims" section (Attachment A) of the Amendment filed on June 17, 2005, to replace the corresponding section of the Amendment. Said Amendment has been corrected by replacing the single bracket [1] with the appropriate double bracket [[1]], indicating a deletion.

Applicants believe no fee is due with this response. The Examiner may address any questions raised by this submission to the undersigned at 617-951-7000.

Dated: October 7, 2005

Respectfully submitted,

By John D. Quisel
John D. Quisel

Registration No.: 47,874
ROPES & GRAY LLP
One International Place
Boston, Massachusetts 02110-2624
(617) 951-7000
(617) 951-7050 (Fax)
Attorneys/Agents For Applicant